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Official Public Records

*Suzanne Henderson*

Suzanne Henderson

Tarrant County Texas

2009 Feb 26 11:10 AM

Fee: \$ 28.00

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**D209052169**

4 Pages

CHEAPEAKE ENERGY CORP.  
ATTN: RECORDING TEAM  
P.O. Box 18496  
Oklahoma City, OK 73154

Submitter: Chesapeake Operating, Inc.

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DOCUMENT E-RECORDED  
IN THE COUNTY RECORDS

**DO NOT DESTROY**

**WARNING – THIS IS PART OF THE OFFICAL RECORD**

ELECTRONICALLY RECORDED  
BY SIMPLIFILE

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**AMENDMENT OF OIL, GAS AND MINERAL LEASE**

**STATE OF TEXAS**

**§**

L0218530

**COUNTY OF TARRANT**

**§**

**KNOW ALL MEN BY THESE PRESENTS:**

**§**

WHEREAS, Elizabeth Lindley Whisenant Arthur, herein dealing in her sole and separate property, and John B. Whisenant, as Trustee of the Jennifer Hayley Whisenant Trust Agreement Dated March 8, 1982, and Richard Ware Carter, a married man, and Sue Carter, married woman, whose address is 201 Riverview Drive, Lampasas, Texas 76550 ("Lessors") executed that certain Oil, Gas and Mineral Lease dated February 24, 2006, which is recorded in D206281813 of the Official Records of Tarrant County, Texas, covering lands more specifically described therein (the "Lease"); and,

WHEREAS, Lessors and Lessee now desire to amend the Lease to add language to Paragraph Three (3).

NOW, THEREFORE, for good and valuable consideration in hand paid to Lessors by Chesapeake Exploration L.L.C, successor in interest to the Lease, the receipt and sufficiency of which is hereby acknowledged, Lessors do hereby amend Paragraph Three (3) of the Lease to add the following:

**Any well waiting on hydraulic fracture stimulation shall be considered both capable of production and shut-in.**

It is understood and agreed by the parties hereto that the provisions hereof shall supersede any provisions to the contrary in the Lease. For adequate consideration, Lessors do hereby adopt, ratify and confirm the Lease, as amended hereby, and does hereby stipulate that the Lease remains in full force and effect. Insofar as is necessary, Lessors do hereby lease, let, and demise to Lessee the lands covered by the Lease, pursuant to the terms and provisions of the Lease, as of the Effective Date set forth herein.

The terms and provisions hereof shall be binding upon the parties hereto, their respective heirs, legatees, devisees, personal representatives, successors and assigns.

IN WITNESS WHEREOF, this instrument is hereby made effective as of the 19 day of February, 2009, regardless of the actual date of execution and acknowledgment by any or all of the parties constituting the Lessors herein.

**LESSORS:**

Elizabeth Lindley Whisenant Arthur  
Elizabeth Lindley Whisenant Arthur

John B. Whisenant, as Trustee of  
The Jennifer Hayley Whisenant Trust

Sue Carter  
Sue Carter

Chris Busbee, as Trustee for the Richard E. Ware  
And Sue Mozingo-Carter Charitable Trust

Mozingo JB SMC  
RCB

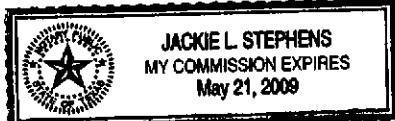
JB  
JB SMC  
Richard Carter  
died Dec. 28, 2007  
Cordilleran  
Trace 1  
Boerne TX  
78006

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## **ACKNOWLEDGEMENTS**

THE STATE OF TEXAS  
COUNTY OF Dallas

This instrument was acknowledged before me on this the 22 day of January, 2009,  
by Elizabeth Lindley Whisenant Arthur.



Jackie L. Stephens  
Notary Public, State of Texas

THE STATE OF TEXAS  
COUNTY OF Kendall

This instrument was acknowledged before me on this the 4<sup>th</sup> day of February, 2009,  
by Sue Carter.

Shawn Keechji  
Notary Public, State of Texas

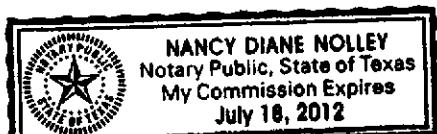
THE STATE OF TEXAS  
COUNTY OF Kendall

This instrument was acknowledged before me on this the 4<sup>th</sup> day of February, 2009,  
by *Jan Busbee*.

Shaun Keay  
Notary Public, State of Texas

THE STATE OF TEXAS  
COUNTY OF DALLAS

This instrument was acknowledged before me on this the 9 day of FEBRUARY, 2009,  
by Chris Busbee.



Henry Hall  
Notary Public, State of Texas

THE STATE OF TEXAS §  
§  
COUNTY OF DALLAS §

This instrument was acknowledged before me on this 19 day of  
February, 2009, by John B. Whisenant



Jackie L. Stephens  
Notary Public, State of Texas

Record & Return to:  
Chesapeake Operating, Inc.  
P.O. Box 18496  
Oklahoma City, OK 73154